



EXPEDITED PROCEDURE - EXAMINING GROUP 2664

#17
7/25/02
DB

S/N 08/941,963

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Jeff Kriz	Examiner:	Kwang B. Yao
Serial No.:	08/941,963	Group Art Unit:	2664
Filed:	October 1, 1997	Docket:	H16-17016 (256.012US1)
Title:	TWO-TIER WIRELESS SYSTEM FOR DISTRIBUTED CONTROL/COMMUNICATION		

RESPONSE UNDER 37 C.F.R. § 1.116

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Washington, D.C. 20231

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REMARKS

Applicant has carefully reviewed and considered the Office Action mailed on May 15, 2002, and the documents cited therewith. Claims 1-3, 5-11, 13-17, 26-28 and 30-39 are pending in this application.

§102 Rejection of the Claims

Claim 39 was rejected under 35 USC § 102(b) as being anticipated by Dilworth et al. (U.S. 5,479,400). Applicant hereby incorporates all of the arguments made in the Response mailed October 22, 2001. This rejection is respectfully traversed on the basis that Dilworth et al. does not show each and every element of the claim.

As part of the rejection of claim 39 the Examiner states at page 3 that "Dilworth et al. discloses a repeater for microcellular digital packet communication system comprising the following features: a plurality of data terminals, each data terminal, such as the terminal 123 in Fig. 1 coupled to a low power transceiver 122 for transmitting data signals at a low power and receiving signals; a plurality of repeaters 100, 101, ..., and relay 140, 141, each repeater or replay capable of wireless communication at a higher power level with other repeater or relay; central office switch for controlling the relays and for receiving data signals."



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We are transmitting herewith the following attached items (as indicated with an "X"):

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☒ A return postcard.

☒ Response Under 37 C.F.R. 1.116 (7 Pages).

Please consider this a PETITION FOR EXTENSION OF TIME for sufficient number of months to enter these papers and please charge any additional required fees or credit overpayment to Deposit Account No. 19-0743.

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.

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Reg. No. 30,837

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: BOX AF, Commissioner for Patents, Washington, D.C. 20231, on this 15th day of July, 2002.

Anne M. Richards

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Anne M. Richards
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